

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

PENOVIA LLC,

Plaintiff,

v.

ACER AMERICA CORPORATION,

Defendant.

PENOVIA LLC,

Plaintiff,

v.

HTC AMERICA INC.,

Defendant.

Civil Action No. 2:14-cv-161

CONSOLIDATED ACTION LEAD CASE

Civil Action No. 2:14-cv-00177-JRG

NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE

Plaintiff Penovia LLC (“Plaintiff”) hereby files this Notice of Voluntary Dismissal pursuant to Federal Rule of Civil Procedure 41(a)(1). According to Rule 41(a)(1), an action may be dismissed by the Plaintiff without order of court by filing a notice of dismissal at any time before service by the adverse party of an answer. Defendant has not yet answered the complaint. Accordingly, Plaintiff voluntarily dismisses Defendant without prejudice pursuant to Rule 41(a)(1).

Dated: June 10, 2014

/s/ Andrew W. Spangler

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Attorneys for Plaintiff

Penovia LLC

CERTIFICATE OF SERVICE

I hereby certify that all counsel of record, who are deemed to have consented to electronic service are being served June 10, 2014, with a copy of this document via the Court's CM/ECF system.

/s/ Andrew W. Spangler

Andrew W. Spangler TX SB #24041960
